

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO.:

v. : DATE FILED:

ROBERT LOUIS HARTLEY : VIOLATIONS:
a/k/a "Nassir"
a/k/a "Rene Brown" : 18 U.S.C. § 1341 (Mail fraud - 3 counts)
a/k/a "Bruce Cain"
a/k/a "Robert Johnson" : 18 U.S.C. § 1029(a)(2) (Access device fraud
a/k/a "David Gaeddert" -1 count)
:
18 U.S.C. § 2 (Aiding and abetting)

Notice of Forfeiture - 18 U.S.C. § 982

INDICTMENT

COUNTS ONE - THREE

THE GRAND JURY CHARGES THAT:

1. From on or about December 1, 2000 through on or about July 17, 2002, defendant

ROBERT LOUIS HARTLEY
a/k/a "Nassir"
a/k/a "Rene Brown"
a/k/a "Bruce Cain"
a/k/a "Robert Johnson"
a/k/a "David Gaeddert"

and others known and unknown to the grand jury, devised and intended to devise a scheme to defraud merchants, and to obtain money and property from merchants by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

It was part of the scheme that the defendant, ROBERT LOUIS HARTLEY, and others, known and unknown to the grand jury:

2. Obtained stolen and unauthorized credit card numbers from persons known and unknown to the grand jury.
3. Obtained the names, addresses and telephone numbers of small computer stores outside Pennsylvania.
4. Placed orders for expensive computer equipment by telephone with these small computer stores using stolen and unauthorized credit card numbers without the authorization and consent of the person to whose account the credit card number was rightfully assigned. Each order typically amounted to several thousand dollars.
5. Requested that the equipment be delivered by private and commercial interstate carriers to named individuals at specific locations in Philadelphia, Pennsylvania.
6. Received the computers and sold them to other persons unknown to the grand jury.
7. On or about the dates listed below, at Philadelphia in the Eastern District of Pennsylvania and elsewhere, having devised and intending to devise the scheme, defendant

ROBERT LOUIS HARTLEY

a/k/a "Nassir"
a/k/a "Rene Brown"
a/k/a "Bruce Cain"
a/k/a "Robert Johnson"
a/k/a "David Gaeddert"

for the purpose of executing the scheme and attempting to do so, knowingly caused to be

delivered by and received from a private and commercial interstate carrier certain property described below for each count:

<u>Count</u>	<u>Date of Shipment</u>	<u>Description of Shipment</u>
One	January 31, 2001	Federal Express shipment of approximately \$11,960 worth of computer equipment to 5338 Upland Street, in Philadelphia, PA.
Two	February 1, 2001	Federal Express delivery of approximately \$7,780.00 worth of computer equipment to 5338 Upland Street, Philadelphia, PA.
Three	July 17, 2002	United Parcel Service delivery of approximately \$4,200 worth of computer equipment to 3734 N. Delhi Street, Philadelphia, PA.

All in violation of Title 18, United States Code, Sections 1341.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

From on or about July 1, 2000 through on or about June 30, 2001, at Philadelphia in the Eastern District of Pennsylvania, and elsewhere, defendant

ROBERT LOUIS HARTLEY

a/k/a “Nassir”

a/k/a “Rene Brown”

a/k/a “Bruce Cain”

a/k/a “Robert Johnson”

a/k/a “David Gaeddert”

knowingly and with intent to defraud used, and aided and abetted the use of, one or more unauthorized access devices, that is, a Citibank Visa card number and seven different American Express card numbers, and by such conduct obtained things of value aggregating \$1,000 or more during a one-year period, that is, in excess of \$150,000, thereby affecting interstate commerce.

In violation of Title 18, United States Code, Sections 1029(a)(2) and 2.

NOTICE OF FORFEITURE

1. As a result of the violation of Title 18, United States Code, Section 1029(a)(2), as set forth in Count Four of this Indictment, the defendant,

ROBERT LOUIS HARTLEY
a/k/a "Nassir"
a/k/a "Rene Brown"
a/k/a "Bruce Cain"
a/k/a "Robert Johnson"
a/k/a "David Gaeddert"

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 982(a)(2)(B), any and all property, real and personal, constituting and derived from proceeds obtained directly or indirectly as a result of such violation.

2. If any of the property described above as being subject to forfeiture as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without

difficulty, it is the intent of the United States, pursuant to Title 18, United States Code, Section

982(b)(1), incorporating Title 21, United States Code § 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 982(a)(2)(B).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney